

ENTERED

March 27, 2025

Nathan Ochsner, Clerk

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION****IN RE:****BORIS TWAIN CLEWIS,

Debtor.**§
§
§
§
§**CASE NO. 19-32130
(Chapter 7)****ALLISON D. BYMAN,
CHAPTER 7 TRUSTEE,

Plaintiff,**§
§
§
§
§
§
§
§
§
§**Adversary No 24-3020****DAN INVESTMENTS, LLC, JOSHUA
PAYNE, and BORIS TWAIN CLEWIS

Defendants.****STIPULATION AND AGREED ORDER REGARDING DISMISSAL OF ADVERSARY**

Plaintiff, Allison D. Byman, Chapter 7 Trustee (the “Trustee”) of the bankruptcy estate of Boris Twain Clewis, Defendant, DAN Investments, LLC (“DAN”) and Third-Party Defendant, First National Title Insurance Company (“FNTI”), hereby enter into this stipulation and agreed order (the “Stipulation and Order”) as follows:

WHEREAS, on April 15, 2019, Boris Twain Clewis (the “Debtor”) filed his voluntary Chapter 13 bankruptcy petition [Docket. No. 1]. No chapter 13 plan was ever confirmed.

WHEREAS, on May 5, 2021, the Debtor filed his Notice of Conversion [Docket. No. 133] converting to Chapter 7.

WHEREAS, on May 11, 2021, the Trustee was appointed.

WHEREAS, on February 8, 2024, the Trustee filed her Complaint in Adv. No. 24-3020, *Byman v. DAN Investments, LLC, et al.*, pending in the United States Bankruptcy Court for the Southern District of Texas (the “Adversary”);

WHEREAS, on March 5, 2025, the Court entered an Order Granting Trustee’s Motion to Approve Compromise under Rule 9019 (the “9019 Order”) [Docket No. 175] in the Debtor’s bankruptcy case, which resolved the Adversary;


WHEREAS, pursuant to the terms of the 9019 Order, the Parties hereby submit this Stipulation and Order to the Court.

IT IS THEREFORE STIPULATED BY THE PARTIES AND HEREBY ORDERED THAT:

1. The claims asserted by the Trustee, DAN and FNTI against each other in the Adversary are dismissed with prejudice.
2. The claims asserted by the Trustee, DAN and FNTI against any other party in the Adversary are dismissed without prejudice.
3. The clerk may close this Adversary.
4. The Bankruptcy Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Stipulation and Order, and the Parties hereby consent to such jurisdiction to resolve any disputes or controversies arising from or related to this Stipulation and Order.

IT IS SO ORDERED.

Signed: March 27, 2025


Eduardo V. Rodriguez
Chief United States Bankruptcy Judge

<p>Dated: March 26, 2025</p>	<p><u>/s/ Thomas A. Woolley, III</u> Thomas A. Woolley, III State Bar No. 24042193 McCLOSKEY ROBERSON WOOLLEY, PLLC 190 T.C. Jester Blvd., Suite 400 Houston, Texas 77007 713-337-3900 713-337-3915 (fax) Email: rwoolley@mrwpllc.com SPECIAL COUNSEL FOR ALLISON BYMAN, AS CHAPTER 7 TRUSTEE</p>
<p>Dated: March 26, 2025</p>	<p><u>/s/ William C. Boyd (by permission)</u> WILLIAM C. BOYD T/B/A 02779000 Email: wboyd@pattersonboyd.com S. SCOTT BOYD T/B/A 24026909 Email: ssboyd@pattersonboyd.com PATTERSON, BOYD & LOWERY, P.C. 2101 Louisiana St. Houston, Texas 77002 Phone: 713-222-0351 Fax: 713-759-0642 ATTORNEYS FOR DAN INVESTMENTS, LLC</p>
<p>Dated: March 26, 2025</p>	<p><u>/s/ Jeremy T. Brown (by permission)</u> Jeremy T. Brown Texas Bar No. 24055221 Cristina Sanchez Callen Texas Bar No. 24041856 KEATING BROWN PLLC 18383 Preston Road, Ste. 300 Dallas, Texas 75252 Telephone: 214.390.7703 Facsimile: 214.989.4146 jbrown@keatingbrown.com csanchezcallen@keatingbrown.com ATTORNEYS FOR FIRST NATIONAL TITLE INSURANCE COMPANY</p>

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the foregoing instrument on March 26, 2025,
on counsel for the Defendant:

Joshua Payne
1220 Augusta, Suite 3000
Houston, Texas 77057
832-338-7663

Counsel for Dan Investments LLC
PATTERSON, BOYD & LOWERY, P.C.
WILLIAM C. BOYD
S. SCOTT BOYD
2101 Louisiana St.
Houston, Texas 77002
Phone: 713-222-0351
Fax: 713-759-0642

Boris Twain Clewis
2014 Rosedale St.
Houston, TX 77004

Counsel for FNTI
Jeremy T. Brown
KEATING BROWN PLLC
18383 Preston Road, Ste. 300
Dallas, Texas 75252

/s/ Thomas A. Woolley, III
Thomas A. Woolley, III